

18139. Adulteration of scallops. U. S. v. 1 Barrel of Scallops. Default decree of condemnation and forfeiture. Product delivered to charitable institution. (F. & D. No. 26379. I. S. No. 20318. S. No. 4141.)

Samples of scallops from the shipment herein described having been found to contain added water, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of New York.

On January 30, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid a libel praying seizure and condemnation of one barrel of scallops, remaining in the original unbroken packages at New York, N. Y., alleging that the article had been shipped by Ralph Bowen, Broadwater, Va., on or about January 29, 1931, and had been transported from the State of Virginia into the State of New York, and charging adulteration in violation of the food and drugs act.

It was alleged in the libel that the article was adulterated in that a substance, water, had been mixed and packed with and substituted in part for scallops.

On February 17, 1931, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the portion of the product found by a representative of this department to be fit for human consumption be delivered to a charitable institution.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18140. Adulteration of scallops. U. S. v. 1 Box, et al., of Scallops. Default decrees of condemnation and forfeiture. Product ordered delivered to charitable institutions. (F. & D. Nos. 26378, 26381. I. S. Nos. 29208, 29217. S. Nos. 4494, 4495.)

Samples of scallops from the shipments herein described having been found to contain added water, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of New York.

On March 16 and March 18, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid libels praying seizure and condemnation of 5 boxes, containing a total of fifty-nine 1-gallon cans of scallops, remaining in the original unbroken packages at New York, N. Y., alleging that the article had been shipped by Way Bros., Beaufort, N. C., in part on or about March 13, 1931, and in part on or about March 16, 1931, and had been transported from the State of North Carolina into the State of New York, and charging adulteration in violation of the food and drugs act.

It was alleged in the libels that the article was adulterated in that a substance, water, had been mixed and packed with and substituted in part for scallops.

On April 7, 1931, no claimant having appeared for the property, judgments of condemnation and forfeiture were entered, and it was ordered by the court that the United States marshal deliver such portions of the product as might be found by this department to be fit for human consumption to charitable institutions, and that any unfit portions be destroyed.

ARTHUR M. HYDE, *Secretary of Agriculture.*

18141. Adulteration of scallops. U. S. v. 1 Barrel, et al., of Scallops. Default decrees of condemnation and forfeiture. Product ordered delivered to charitable institutions or destroyed. (F. & D. Nos. 26377, 26382, 26383, 26384, 26386, 26387, 26394. I. S. Nos. 20301, 20308, 20311, 20312, 20317, 20321, 20322. S. Nos. 4112, 4140, 4142, 4143, 4144, 4368, 4369.)

Samples of scallops from the shipments herein described having been found to contain added water, the Secretary of Agriculture reported the matter to the United States attorney for the Southern District of New York.

Between the dates of January 23, 1931 and February 27, 1931, the United States attorney filed in the District Court of the United States for the district aforesaid libels praying seizure and condemnation of 15 barrels containing two hundred and seven 1-gallon cans of scallops, remaining in the original unbroken packages at New York, N. Y., alleging that the article had been shipped by Preston Lowe, Oyster, Va., in various consignments between the dates of January 22, 1931 and February 24, 1931, and had been transported from the State of Virginia into the State of New York, and charging adulteration in violation of the food and drugs act.

It was alleged in the libels that the article was adulterated in that a substance, water, had been mixed and packed with and substituted in part for scallops.